

S 2296

Fax

To:	State Water Resources Control Board	From:	Mary Beth D'Alonzo
Fax:	916.341.5400	Pages:	5
Phone:	916.341.5300	Date:	07/02/04
Re:	Notices of Assignment	CC:	Project Files

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Re: ~~Water License Number 12268~~ and Statement Number S002296

To whom it may concern:

Attached please find Notices of Assignment pertaining to properties that The Nature Conservancy has conveyed out. Also attached for your reference are copies of the related Grant Deeds.

Please contact me with any questions you may have.

Thank you.

Mary Beth D'Alonzo
Conservation Data Manager

The Nature Conservancy
201 Mission Street
Fourth Floor
San Francisco, CA 94105
415.281.0486

S002296

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

NOTICE OF ASSIGNMENT

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Ladies and Gentlemen:

The Nature Conservancy has assigned all right, title, and interest in

Statement No.: S002296,

on file with the State Water Resources Control Board to:

Kern Community College District

whose address is:

Office of Business Services
2100 Chester Avenue
Bakersfield
CA 93301

Mary Beth D'Alonzo, Conservation Data Manager
(Name)

(Signature)

Telephone No.: (415) 281-0468

Dated: July 1, 2004

APP-ASGN (1-00)

changes made
AUG 31 2004
Km

500 2296

AND WHEN RECORDED MAIL

Name **KERN COMMUNITY COLLEGE DISTRICT**
 Street **OFFICE OF BUSINESS SERVICES**
 Address **2100 CHESTER AVENUE**
 City & State **BAKERSFIELD, CA 93301-4099**
 Attn: **ROBERT J. CAREY**

MAIL TAX STATEMENTS TO

Name
 Street
 Address
 City & State
 SAME AS ABOVE

027562

1990 MAR -1 AM 8:20

RECORDED BY
 GALE S. ENSTAD
 KERN COUNTY, RECORDER

ORS .00
 FREE REC .00
 #815778 C001 R01 711-5

SPACE ABOVE THIS LINE FOR RECORDER'S USE

CAT. NO. NN00578
 TO 1921 CA (6-86)

Corporation Grant Deed

THIS FORM FURNISHED BY TICOR TITLE INSURERS

ALL

PTN

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$

() computed on full value of property conveyed, or
 () computed on full value less value of liens and encumbrances remaining at time of sale.
 () Unincorporated area: () City of

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, THE NATURE
 CONSERVANCY, a District of Columbia non-profit corporation,

~~a corporation organized under the laws of the State of~~
 to

hereby GRANTS

KERN COMMUNITY COLLEGE DISTRICT

the following described real property in the
 County of Kern

, State of California:

See Exhibit A, attached hereto and made part hereof by this reference.

In Witness Whereof, said corporation has caused its corporate name and seal to be affixed hereto and this
 instrument to be executed by its Vice- President and Assistant Secretary
 thereunto duly authorized.

THE NATURE CONSERVANCY

Dated December 21, 1989

STATE OF CALIFORNIA
 COUNTY OF San Francisco

} SS

On December 21, 1989, before me, the
 undersigned, a Notary Public in and for said State, personally
 appeared Laurel Mayer

personally known to me or proved to me on the basis of satis-
 factory evidence to be the person who executed the within
 instrument as the Vice President, and
Donald J. Duprey personally known to
 me or proved to me on the basis of satisfactory evidence to be
 the person who executed the within instrument as the

Asst. Secretary of the Corporation that executed
 the within instrument and acknowledged to me that such
 corporation executed the within instrument pursuant to its
 by-laws or a resolution of its board of directors.
 WITNESS my hand and official seal.

Signature

Janice Cornwell

OFFICIAL SEAL
 JANICE CORNWELL
 NOTARY PUBLIC - CALIFORNIA
 SAN FRANCISCO COUNTY
 My comm. expires MAY 1, 1992

(This area for official notarial seal)

Title Order No.

Escrow or Loan No.

MAIL TAX STATEMENTS AS DIRECTED ABOVE

SP02296

BOOK 6352 PAGE 1602

Exhibit A

The Northwest one-quarter of the Southwest one-quarter of Section 9, Township 26 South, Range 31 East, Mt. Diablo Meridian, in the County of Kern, State of California.

SUBJECT to any and all easements, rights of way and reservations which are apparent or of record.

Grantee covenants that the property herein conveyed shall forever be held as a natural area, for scientific and educational purposes related to species and habitat occurring on the property, and shall be kept in its natural state, without any material disturbance of habitat or plant or animal populations, excepting the undertaking of scientific research, and the maintenance of existing improvements, as may be appropriate to effectuate the foregoing purposes without impairing the essential natural character of the property. The use of the property by the Grantee or any other person with the knowledge and consent of the Grantee for any purpose not provided for herein shall constitute a breach of this covenant, and Grantor shall have the right to enjoin such use. Grantor shall also have the option and right to force the restoration of any portion of the property affected by any breach of such covenant to the condition that existed prior to the breach, and the right to pursue whatever other remedies are available to law or equity. Forbearance to take advantage of any breach of said covenant shall not destroy the covenant itself, and shall not constitute or be construed as a waiver by Grantor of its rights hereunder in the event of any subsequent breach. It is the parties' intention that the covenants stated herein shall run with the property herein conveyed, and shall be binding upon and inure to the benefit of the parties, their respective successors and assigns.

Grantee agrees to erect and maintain a plaque or other appropriate marker in a prominent location on the property bearing the following statement: "This area was acquired with the assistance of The Nature Conservancy."

In the event that Grantee sells or otherwise transfers the premises hereby conveyed, or any portion thereof, any proceeds of such transfer shall be divided equally between Grantee and Grantor.

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 002295

THE NATURE CONSERVANCY
3313 COLGATE LANE
BAKERSFIELD, CA 93306

TELEPHONE NUMBER:
() -

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: LUMREAU CREEK

TRIBUTARY TO: CEDAR CREEK

COUNTY: KERN

YEAR OF FIRST USE: 1900

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 01, T01N, R01E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991													
1992													
1993													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering _____; Domestic _____
Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: _____, 19____, at _____, California

Signature: _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD
STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water Will and Edna Williams - Donors
Address Nature Conservancy, National Organization
regularly decided to them.
B. Name of body of water at point of diversion Lumreau Creek and 3 springs
Tributary to Then to Lumreau Creek thence to Cedar Creek
C. Place of diversion NE 1/4 Sec 8, Township 26 S, Range 31 E
200 yards above Glenville-Greenhorn Rd
County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Lumreau pipe intake 40 acres on creek
E. Capacity of diversion works about two (2.05 cfs)
Capacity of storage reservoir - no storage
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
													<u>214.54 acre-feet</u>

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.
Given Annual
Constantly watered by stream flow - varying numbers
Maximum annual water use in recent years
take care of fish & wildlife - also for plants, apple trees, garden etc.
Minimum annual water use in recent years

Type of diversion facility: gravity ☒ pump ☐
Method of measurement: weir ☐ gage ☐ electric power meter ☐ water meter ☐ estimate ☒

F. Purpose of use (what water is being used for) as stated above

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

H. Year of first use as nearly as known 1960

I. Name of person filing statement June Ostrickton
Position they are not farmers. It is the best day

Address I know this should be filed. So I am doing so
I interviewed the surviving donor, Mrs. Edna Williams
I certify that the foregoing statement is true and correct to the best of my knowledge and belief.
and the Secretary of the State, Mrs. Evans, approved.

Date signed 6-30-67
Signature June Ostrickton

See Instructions on Reverse Side